

TEXAS BOARD OF CHIROPRACTIC EXAMINERS

George H. W. Bush Building
1801 Congress Avenue, Suite 10.500
Austin, Texas 78701

ANNOUNCEMENT OF BOARD MEETING

Date: **Thursday, May 18, 2023**

Time: **9:00 a.m. (Central Time) until final adjournment**

Location: **George H. W. Bush Building
1801 Congress Avenue
Suite 10.102, 10th Floor
Austin, Texas 78701**

BOARD MEETING AGENDA

The Texas Board of Chiropractic Examiners (Board) will meet in open session and, after determining the presence of a quorum, deliberate, and possibly take formal action, including emergency action, on any of the following agenda items.

Proceedings of the Board shall be conducted under modified Robert's Rules of Order. The President of the Board reserves the right to alter the order of agenda items in his discretion as circumstances warrant. Agenda items that have been adopted, delayed, or tabled for another meeting may be considered or reconsidered at the same meeting.

The Board may, when required, meet and discuss in closed executive session and take action in a subsequent open meeting on any item on the agenda to the extent the Board is authorized to do so pursuant to Texas Government Code §§551.071 (Consultation with Attorney), 551.073 (Deliberation Regarding Prospective Gift), 551.074 (Personnel Matters), 551.076 (Deliberation Regarding Security Devices or Security Audits), or 551.089 (Deliberation Regarding Security Devices or Security Audits).

For questions regarding specific items on this agenda, please contact Christopher Burnett, General Counsel, at 512-305-6700 or christopher@tbce.texas.gov.

Opening Matters:

1. Call to order and roll call.
2. Discussion and action to approve the minutes for the Board meeting held on:

February 23, 2022

Board and Staff Reports:

3. President's report and comments.
4. Board Committee reports:
 - a. Rules Committee
 - b. Enforcement Committee
 - c. Education Standards Committee
 - d. Licensing Committee
5. Executive Director and staff reports:
 - a. Executive Director
 - b. Director of Operations
 - c. Director of Licensing
 - d. Director of Enforcement

Public Comments:

6. Public Comment: The Board will entertain general comments from the public on matters not specifically announced elsewhere in this agenda. The Board President may, in his discretion, limit the length of public comments in the interest of time. Individuals who wish to register a comment concerning an agenda item with the Board but not speak may do so by emailing their comments to christopher@tbce.texas.gov. Please include the specific agenda item in any email.

Licensing Matters:

7. Discussion and possible action on requests to sit for the Texas Jurisprudence Examination pursuant to Texas Occupations Code §201.304(a)(2):
 - a. David Goodwin, Jr.
 - b. Aaron Shoemaker

Enforcement Matters:

8. Discussion and possible action on proposed final decision (PFD) orders pursuant to Texas Occupations Code §201.555 and 22 TAC §81.10:

- a. Carol Jane Oakley, License No. 5847, TBCE Case No. 2017-268

9. Discussion and possible action on proposed cease and desist orders pursuant to Texas Occupations Code §201.6015 and Texas Government Code §2001.056:

None for this meeting.

10. Discussion and possible action on default orders pursuant to Texas Occupations Code §201.0555, Texas Government Code §§2001.056(4) and 2001.058(d-1), and 22 TAC §81.6(b):

None for this meeting.

11. Discussion and possible action on proposed agreed orders pursuant to Texas Occupations Code §201.504(a)(1):

- a. Katerina Sheffield Dickey, License No. 11499, TBCE Case No. 2022-114
- b. Gene Allen Lott, License No. 6827, TBCE Case No. 2022-121
- c. Jason L. Morgan, License No. 10376, TBCE Case Nos. 2023-006 and 025

12. Discussion and possible action on required suspension or revocation of licenses for certain offenses pursuant to Texas Occupations Code §201.5065:

- a. Robert Thurston Aldridge, License No. 6628, TBCE Case No. 2023-056
- b. Alejandro Xavier Rivera, License No. 8976, TBCE Case No. 2023-073

Board Policy Discussions: The Board may discuss but take no formal action on these items. The Board may give direction to staff as a result of the discussions.

13. None for this meeting.

Rules for Proposal:

14. Discussion and possible action on proposing the amendment of a rule relating to scope of practice and delegation:

22 TAC §78.4 (Delegation to Chiropractic Students and Recent Graduates)

15. Discussion and possible action on proposing the repeal and replacement of a rule relating to complaints:

22 TAC §80.5 (Expert Review Process)

16. Discussion and possible action on proposing a new rule relating to complaints:
22 TAC §80.8 (Board Member and Staff Initiated Complaints)

17. Discussion and possible action on proposing a new rule relating to internal Board procedures:
22 TAC §82.7 (Employee Equity Salary Adjustments)

Rules for Adoption:

18. Discussion and possible action on adopting the amendment of a rule relating to continuing education:
22 TAC §73.2 (Failure to Meet Continuing Education Requirements)

Legal Matters:

19. Closed session. Pursuant to Texas Government Code §551.071, the Board will receive an update from legal counsel relating to *Texas Association of Acupuncture and Oriental Medicine v. Texas Board of Chiropractic Examiners, et al* (Cause No. D-1-GN-14-000355, 201st Judicial District, Travis County).

Concluding Matters:

20. Requests from Board members for future agenda items.

21. Adjournment.

Note: Persons with disabilities who plan to attend the meeting and who may need auxiliary aids, services, or special accommodations should contact Lisa Agarwal at 512-305-6906 a minimum of two working days before the meeting so appropriate accommodations can be made.